

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA

ZURICH AMERICAN INSURANCE
COMPANY, a corporation,

Plaintiff,

v.

JUNIORETTE GRIFFIN SMITH, as
administratrix of the estate of ROGER
DALE SMITH, DECEASED,

Defendant.

CASE NO.: 2:07CV216-MEF

NOTICE CONCERNING SETTLEMENT CONFERENCE AND MEDIATION

COMES NOW, the plaintiff, Zurich American Insurance Company ("Zurich"), and, pursuant to the Court's Scheduling Order, hereby notifies the Court that counsel for the parties have conducted a face-to-face settlement conference in accordance with Section Three of the Scheduling Order. Settlement has not been reached as a result of that conference, and the parties do not believe that mediation will assist them in resolving this matter at this time.

/s/ J. David Moore

Vernon L. Wells, II (asb-2950-l35v)

J. David Moore (asb-8552-r70j)

Attorneys for Plaintiff

Zurich American Insurance Company

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been electronically filed with the Clerk of Court using the ECF system, which will send notification of such filing to the following:

**Christopher M. Sledge
Woodard, Patel & Sledge
1213 East Three Notch Street
Andalusia, Alabama 36420**

This the 1st day of April, 2008.

/s/ J. David Moore
OF COUNSEL